

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
LEON HUNTER,

Plaintiff,

- against -

KAUFMAN ENTERPRISES, INC.,

Defendant.
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: E-Filed
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: 09-CV-5540 (JS)(AKT)
:
:

: **DECLARATION OF**
: **DOV KESSELMAN, ESQ.**
:
:

STATE OF NEW YORK)

)

s.s:

COUNTY OF NEW YORK)

I, DOV KESSELMAN, an attorney duly admitted to practice law in the State of New York, under penalty of perjury, hereby declare:

1. I am a member of the Bar of this Court and a member of the law firm Seyfarth Shaw LLP, attorneys for defendant Kaufman Enterprises, Inc. ("KEI") in the above-captioned case. I submit this Declaration in support of the Memorandum of Law of Defendant Kaufman Enterprises, Inc. in Partial Opposition to Plaintiff's Motion for Leave to Serve An Amended Complaint. I know the facts testified to in this Declaration to be true based on my own personal knowledge and a review of the documents.

2. Annexed hereto as Exhibit A is a true and correct copy of the McDonald's Kaufman Enterprises Crew Handbook, bearing bates stamp numbers KEI 000022 through KEI 000045, a copy of which was marked as Defendant's Exhibit 9 at Plaintiff's deposition.

3. Annexed hereto as Exhibit B is a true and correct copy of the McDonald's Kaufman Enterprises Management Handbook, bearing bates stamp numbers KEI 000046 through KEI 000072, which was marked as Exhibit 4 at Plaintiff's deposition.

4. Annexed hereto as Exhibit C are true and correct copies of selected pages from the transcript of the deposition of plaintiff Leon Hunter, taken on December 30, 2010 and continued on January 6, 2011.

I declare, pursuant to 28 U.S.C. § 1746, under penalty of perjury, that the foregoing is true and correct.

Executed on April 14, 2011

s/ Dov Kesselman

Dov Kesselman

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